GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Private Aided Junior Colleges – Sri K.Prakash, Junior Lecturer in Zoology, Syed Appalaswamy Junior College, Vijayawada, Krishna District – Implementation of Hon'ble High Court orders dated 01-11-2013 in W.P.No.2042 of 2007 – Approval of appointment against SC(C) back log vacancy with all consequential benefits – Orders – Issued.

SCHOOL EDUCATION (IE) DEPARTMENT

G.O.MS.No. 43 Dated:13-11-2015

Read the following:-

1. Hon'ble High Court orders dated 01-11-2013 in W.P.No.2042 of 2007.
2. Hon'ble High Court orders dated 11-8-2014 in W.A.No.1129 of 2014.
3. From the Secretary, Board of Intermediate Education, A.P., Hyderabad, Lr.Rc.No.711/E1-2/2004-05, dated 23-12-2014.

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O R D E R:

In the reference 3rd read above, the Secretary, Board of Intermediate Education, A.P., Hyderabad has stated that the Commissioner of Intermediate Education (CIE) in his Proc.No.Admn/I-3/5634/2002, dated 12.06.2003, has permitted the management of Syed Appalaswamy Junior College, Vijayawada to fill up the post of Jr. Lecturer in Zoology with SC 'C' candidate at 16th point instead of ST (EW) 8th point for future backlog duly following the rules, procedures and instructions on or before 31-07-2003. The management conducted the interview for filling up the post of Junior Lecturer in Zoology on 24-06-2004 but without following the procedure as laid down in the G.O.Ms.No.12 and by not notifying the vacancy of Junior Lecturer in Zoology of SC backlog (SC'C') to the Regional Employment Officer, Professional & Executive Officer, Hyderabad and selected the petitioner as Junior Lecturer in Zoology at Syed Appalaswamy Junior College, Vijayawada, and requested the Secretary, BIE, Hyderabad to approve the appointment of Sri K. Prakash, Junior Lecturer in Zoology. The Secretary, Board of Intermediate Education, A.P., Hyderabad has rejected the proposals through Lr.Rc.No.711/E1-2/2004-05, dated 10.09.2004 on the ground that, the management of the college has violated the recruitment procedure laid down in G.O.Ms.No.12, Education, dated 10.01.1992 while selecting the petitioner to the post of Junior Lecturer in Zoology.

2. Aggrieved by the above said orders, the petitioner has filed the W.P.No:2042 of 2007 before the Hon'ble High Court, A.P. In the reference 1st read above, the Hon'ble Court passed orders "that the issue does not detain the Hon'ble High Court of A.P. any longer from declaring that the recruitment of the petitioner is in accordance with law and whatever is alleged to have been infracted is curable in nature. Accordingly it follows that the respondents 2nd (The Secretary, BIE) and 3rd (The Commissioner, IE) shall accord the necessary approval to the recruitment of the petitioner apart from granting him all other consequential benefits."

3. In the reference 2nd read above, the Hon'ble High Court in its orders in Writ Appeal No.1129 of 2014 filed by the Department has ordered that "The writ appeal is dismissed. We specifically direct that the appointment of the 1st respondent (Lecturer) shall be approved with effect from the date on which the proposal was submitted and he shall be extended all the monetary benefits."

4. The matter has been examined in detail and in compliance of the Hon'ble High Court orders dated 01-11-2013 in W.P.No.2042 of 2007, Government hereby permit the Secretary, Board of Intermediate Education,

A.P., to implement the Hon'ble High Court orders dated 01-11-2013 in W.P.No.2042 of 2007 by approving the recruitment of K.Prakash, as aided Junior Lecturer in Zoology in Syed Appalaswamy Junior College, Vijayawada, Krishna District against SC(c) back log vacancy with all consequential benefits.

5. These orders are applicable to the Writ Petitioner only and it shall not be treated as precedent.

6 The Secretary, Board of Intermediate Education, Hyderabad shall take further action accordingly.

7. This order issues with the concurrence of the Finance (HR.II) Dept. vide their U.O.No.4165-A/63/A1/HR.II/2015, dated 21-5-2015.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

R.P.SISODIA,
SECRETARY TO GOVERNMENT

To
The Secretary, Board of Intermediate Education, A.P., Hyderabad
The individual through the Secretary, Board of Intermediate Education, A.P., Hyderabad.
Copy to:
The Commissioner of Intermediate Education, A.P., Hyderabad.
The Director of Treasuries & Accounts, Hyderabad.
The District Treasury Officer, Vijayawada.
The Director of Local Fund Accounts, Hyderabad.
The Govt.Pleader for H.E.Dept., A.P.High Court, Hyderabad.
The Finance (HR.II) Dept.
SF/SC

// Forwarded :: By Order //

SECTION OFFICER